

AUBREY BALDWIN, OSB No. 060414

abaldwin@lclark.edu

ALLISON LAPLANTE, OSB No. 02361

laplante@lclark.edu

TOM BUCHELE, OSB No. 081560

tbuchele@lclark.edu

Pacific Environmental Advocacy Center

10015 SW Terwilliger Blvd.

Portland, OR 97219

(503) 768-6929, (503) 768-6894

(503) 768-6642 (fax)

GEORGE E. HAYS, Cal. Bar No. 119904

georgehays@mindspring.com

Attorney at Law

236 West Portal Avenue #110

San Francisco, CA 94127

(415) 566-5414

Attorneys for Plaintiffs

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

PORLAND DIVISION

SIERRA CLUB, a non-profit corporation,
NORTHWEST ENVIRONMENTAL
DEFENSE CENTER, a non-profit
corporation, **FRIENDS OF THE**
COLUMBIA GORGE, a non-profit
corporation, **COLUMBIA RIVERKEEPER**,
a non-profit corporation, and **HELLS**
CANYON PRESERVATION COUNCIL, a
non-profit corporation,

Civil No.: 08-1136-HA

**PLAINTIFFS' MOTION FOR LEAVE TO
FILE FIRST AMENDED COMPLAINT**

(Pursuant to Fed. R. Civ. P. 15(a)(2))

Plaintiffs,

v.

**PORLAND GENERAL ELECTRIC
COMPANY**, an Oregon Corporation,

Defendant.

Pursuant to Local Rule 7.1, the parties have conferred through counsel regarding the subject matter of Plaintiffs' motion and have been unable to resolve their dispute.

Pursuant to Federal Rule of Civil Procedure 15(a)(2), and for the reasons set forth in the accompanying Memorandum in Support of Plaintiffs' Motion for Leave to File First Amended Complaint, Plaintiffs respectfully request the Court for leave to amend their initial complaint to plead facts pertaining to subsequently discovered alterations of the Boardman boiler. Plaintiffs' proposed First Amended Complaint, attached as Exhibit 1, includes changes to paragraphs 134; 161-165; and 232.

DATED: November 1, 2010

Respectfully submitted,

/s/ Aubrey Baldwin
AUBREY BALDWIN, OSB No. 060414
Pacific Environmental Advocacy Center
10015 SW Terwilliger Blvd.
Portland, OR 97219
abaldwin@lclark.edu
(503) 768-6929